

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LMREC III NOTE HOLDER, INC

Plaintiff,

MEMO ENDORSED

20-cv-05063 (KMK)(PED)

-against-

HUDSON EFT LLC, GUIDO SUBOTOVSKY,
SAMUEL GACCIONE, HUGO SUBOTOVSKY,
WILLIAM CLARKE, NOBLE ELEVATOR
COMPANY, INC., SHAWN'S LAWN, INC., VSP
MECHANICAL, INC., GEBERTH ELECTRIC, INC.,
GAC BUILDERS LTD., BRIDGE MECHANICAL
CORPORATION, UPPER RESTORATION, INC.,
AND JOHN DOE #1 THROUGH JOHN DOE #10,

Defendants.

**PROPOSED ORDER
FOR PAYMENT OF FEES
TO RECEIVER AND TO
COUNSEL FOR RECEIVER
FOR SEPTEMBER 2021**

WHEREAS, pursuant to paragraph 4(y) of the Order Appointing Receiver dated August 21, 2020, Receiver Andrew L. Herz provided to Plaintiff the attached Invoice for services rendered for the month of September 2021 seeking an interim payment in the amount of \$9,295.00 which payment was approved by Plaintiff in the attached writing dated October 13, 2021 (Ex. A); and

WHEREAS, pursuant to the Order Appointing Kim Berg as Counsel to Receiver dated September 9, 2020, Receiver Andrew L. Herz provided to Plaintiff the attached Invoice for counsel's services rendered during the month of September 2021 in the amount of \$1,826.06 which payment was approved by Plaintiff in the attached writing dated October 13, 2021 (Ex. B); and

WHEREAS, Receiver now seeks Court approval of the interim payments described herein;

IT IS THEREFORE ORDERED that the interim disbursements to Receiver Andrew L. Herz in the amount of \$9,295.00 and to Counsel for Receiver Kim Berg, partner of Gould & Berg, LLP, in the amount of \$1,826.06 are hereby approved by the Court.

SO ORDERED


KENNETH M. KARAS U.S.D.J.

White Plains, NY
October 18, 2021